

CHAPTER NO. 229

SENATE BILL NO. 918

By Kyle, Jackson

Substituted for: House Bill No. 811

By Pinion, McKee, Todd

AN ACT to amend Tennessee Code Annotated, Section 41-22-407, relative to Tennessee rehabilitative initiative in correction board.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:


SECTION 1. Tennessee Code Annotated, Section 41-22-407, is amended by deleting subsection (d) and substituting instead the following new subsection:

(d) Within budgetary limitations and subject to the approval of the commissioner of personnel, the board through its executive director may employ professional and staff employees as may be appropriate for the efficient discharge of its duties to manage and operate the prison industry program. Notwithstanding § 8-30-208, the board with the approval of the commissioner of personnel, shall have the option of declaring certain management positions, unique to the operations under the control of the board, a part of the executive service and under the exclusive control of the board. Each position up to and including the manager of a plant shall be a career service employee. Notwithstanding any provisions of law to the contrary, the board has the authority to develop procedures for recruiting and hiring qualified personnel, including career service, in a timely manner and at salary levels competitive with the free market in order to ensure the production and timely delivery of low cost, quality products and to assure that the operations of prison industries are efficiently managed and thus off-set the costs of incarceration. The board has the authority to hire staff through the department of personnel and is encouraged to exercise this option when it is consistent with the principles of free enterprise.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 15, 2003


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 2nd day of June 2003


PHIL BREDESEN, GOVERNOR